

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Markus Moser et al.
Serial No.: 09/508,828
Filed: March 16, 2000
Title: SYNTHETIC POLYPEPTIDE FOR DIAGNOSING AND TREATING
PRION-RELATED DISEASES
Docket No.: 32409

LETTER

Assistant Commissioner for Patents
Box PCT
Washington, D.C. 20231

Sir:

In response to the Notification of Missing Requirements FORM PCT/DO/EO/905 dated May 9, 2000 (copy enclosed), the required Declaration and Power of Attorney (copy enclosed) was sent to the Patent Office March 16, 2000 with the filing of the application. Enclosed is a copy of the transmittal letter and the postcard as evidence of the filing of the Declaration with the application on March 16, 2000. No fee is required as declaration was filed within the 30 month period from earliest claimed priority date. Accordingly, all the missing parts of the application have been filed and no further action is required.

If there are any further fees resulting from this communication please charge the same to Deposit Account No. 16-0820, Order No. 32409.

Respectfully submitted,
PEARNE, GORDON, McCOY & GRANGER

By David E. Spaw
David E. Spaw, Reg. No. 34732

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May 15, 2000

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on the date indicated below.

David E. Spaw
Name of Attorney for Applicant(s)
5/15/00 Date
Signature of Attorney

U.S. APPLICATION NO.		FIRST NAMED APPLICANT		ATTY. DOCKET NO.	
09/508,828		MOSER		M 32409	
				INTERNATIONAL APPLICATION NO.	
				PCT/EP98/05924	
				I.A. FILING DATE	PRIORITY DATE
				09/17/98	09/20/97
				DATE MAILED:	05/09/00

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5611

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

- ☐ a Designated Office (37 CFR 1.494),
☒ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

- ☒ a non-English language.
☐ English.

☒ Translation of the international application into English.

☐ Oath or Declaration of inventor(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☐ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☒ Preliminary amendment(s) filed 16 Nov 99 and

☒ Information Disclosure Statement(s) filed 16 Nov 99 and

☒ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed

☒ Statement Claiming Small Entity Status.

☐ Priority Document.

☒ Copy of the International Search Report ☐ and copies of the references cited therein.

☐ Other:

2. The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

☒ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes MUST be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

Enclosed: ☐ PCT/DO/EO/917

☐ Notice of Defective Translation

☐ PTO-875

FORM PCT/DO/EO/905 (December 1997)

**National Stage Processing
Paralegal Specialist**

Telephone: (703) 305-3734

COPY

Express Mail Label E14258862505 No. 10920

Inventor/Applicant: Markus Moser, et al.
 Title: Synthetic Polypeptide for Allogeneic and T-cell
 Serial No. PCT/EP98/05024 Patent No. None - Related
 Filed: Sept 22, Date 9-17-98 Examiner: Deanna
 Enclosed Are:
☒ PATENT APPLICATION
☒ New Application Transmittal
☒ Declaration & Power of Attorney
☒ Pgs. of Claims
☒ Sheet(s) of Drawing(s)
☒ Formal ☐ Informal
☒ Small Entity Statements, 2 copies
☐ Continuation or Division
☐ Rule 60 ☐ FWC 62
☐ Supplemental Declaration
☒ ASSIGNMENT
☒ Transmittal(s)
☐ Original ☒ Copies
☒ INFORMATION DISCLOSURE
☒ PTO-1449 ☐ Refs.
 Form PTO-1390: English Trans-
 lation of Title App. Summary
 Other Accompaniment: Computer
 Readable Sequence Listing and State-
 ment Under 37 CFR 1.821(f) with
 computer-readable sequence copy.
 CHECK(S) IN THE AMOUNT(S) OF
 \$ 694.00 \$
 \$
 Docket No. 10920 Info PM/10
 Date March 16, 2000
 ACKNOWLEDGES RECEIPT OF:

PEARNE, GORDON, McCOY & GRANGER LLP

03/16/2000 6CHA32409

USPTO FEE/APP FEE & ASSIGN REC

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